

**The Regular Meeting of the
Brian Head Town Council
Town Hall - 56 North Highway 143,
Brian Head, UT 84719
TUESDAY, MARCH 10, 2015 @ 1:00 PM**

Roll Call

Members Present: Mayor H.C. Deutschlander, Council Member Jim Ortler, Council Member Larry Freeberg, Council Member Clayton Calloway, Council Member Reece Wilson.

Staff Present: Bret Howser, Nancy Leigh, Chief Dan Benson, Officer Jeff Morgan, Tom Stratton,

A. CALL TO ORDER

Mayor Deutschlander called the regular meeting of the Brian Head Town Council to order at 1:00 pm.

B. PLEDGE OF ALLEGIANCE

Mayor Deutschlander led the Council and others in the Pledge of Allegiance.

C. DISCLOSURES

There were no conflicts of interest with today's agenda items. Mayor Deutschlander stated that the disclosure statements are on file at the Town Clerk's office and are available for public inspection during normal business hours.

D. APPROVAL OF THE MINUTES:**1. January 13, 2015 Town Council Closed Session Minutes**

Motion: Council Member Ortler moved to approve the January 13, 2015 Town Council closed session minutes. Council Member Calloway seconded the motion.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes:** Mayor Deutschlander, Council Member Calloway, Council Member Freeberg, Council Member Ortler, Council Member Wilson).

2. January 27, 2015 Town Council Minutes

Motion: Council Member Ortler moved to approve the January 27, 2015 Town Council minutes. Council Member Calloway seconded the motion.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes:** Mayor Deutschlander, Council Member Calloway, Council Member Freeberg, Council Member Ortler, Council Member Wilson).

3. February 10, 2015 Town Council Minutes

Motion: Council Member Ortler moved to approve the February 10, 2015 Town Council minutes. Council Member Wilson seconded the motion.

Action: **Motion carried 3-0-2 (summary: Yes = 3, No = 0, Abstain = 2 Vote: Yes:** Mayor Deutschlander, Council Member Ortler, Council Member Wilson. **Abstain:** Council Member Calloway, Council Member Freeberg).

E. PUBLIC INPUT/ REPORTS (Limited to three (3) minutes) Non-Agenda Items**Council Member Ortler**

1. Updated the Council on the Utah League of Cities and Town Legislative Policy Committee meeting. Council Member Ortler reported the committee is currently supporting the 3rd substitute of the highway funding bill. Council Member Ortler reported there are no other proposed bills that could be onerous to Brian Head at this time.
2. Thanked the resort for their efforts in bringing events to the town which benefit all of the businesses. Council Member Ortler thanked John Grissinger for his efforts in making Brian Head more vibrant and dynamic. John



Grissinger, Brian Head Resort owner, reported he was grateful that YSL came to Brian Head and that the town received the amount of snow they did. John explained with the recent five foot snow storm, gas prices being low and the attraction of the new high speed quad, he has received many positive comments on Brian Head.

Mayor Deutschlander

1. Utah Local Governments Trust notified the town they will be receiving a check for \$2,008.07 for the town's effort in reducing liability risk in the town. Mayor Deutschlander congratulated the staff on their efforts in making this possible.
2. Updated the Council on the Legislature session which is now coming to an end.
3. Some of the Patchwork Parkway committee members met with Senator Vickers, Representative Westwood, Representative Last and Representative Noel in Salt Lake City last week to discuss a bill affecting the scenic byways. The bill went to the Senate for approval and then will come back to the House for approval.
4. During the Iron County Commission meeting held yesterday, the Commission held an open comment period on the ambulance service. The Commission announced their decision in which the ambulance service will now be privatized as of October 01, 2015. Gold Cross has been chosen to provide ambulance service for the County and a nine member advisory committee will be appointed, with one representative from each community. Mayor Deutschlander commented that on a personal note, it was not the outcome he was working towards, but it is the town's obligation to support the Commission's decision.

Council Member Freeberg congratulated Jeff Morgan on the ice diving training in certifying the fire department's personnel along with others who participated in the training. Council Member Freeberg explained that Jeff Morgan is one of the nation's leading experts in cold water training and appreciates his efforts. Jeff explained there are approximately 15 individuals who are certified in the state with Brian Head having five of those individuals who are now state certified.

Bret Howser, Town Manager

1. The Utah League of Cities and Towns mid-year conference is scheduled for April 8-10, 2015. Bret encouraged the Council to attend the conference. Those who plan to attend, please contact Alice for hotel accommodations and registration information.
2. Updated the Council on a proposed bill which addressed cities and towns contributory retirement system. Brian Head is one of the few municipalities who are in the contributory system and the only way to go to a non-contributory system is have the legislature open a window. South Jordan has received that window and in discussions with the Utah League, he was informed it only applies to South Jordan, but in reading the bill there was some question as to whether it only applied to South Jordan. Once the bill is passed, he would like legal to review it to determine if Brian Head qualifies to change to a non-contributory retirement system. The League volunteered to work with the town next year to get a window open for the town. Council Member Ortler encouraged staff to pursue the issue. Staff will report back to Council at a later date.

Dan Benson, Public Safety Director

1. With the upcoming change in the ambulance service, Brian Head will continue to respond to medical calls and the department will continue with their officer's advancements in EMS certifications. Officer Burton is in the process of completing his training to become a certified EMT trainer. The department will also be looking at a first responder course with the staff and the preparing the department to handle situations until the ambulance arrives. Mayor Deutschlander reported Gold Cross will have two ambulances located in Cedar City, but no mention of where the standby crews will be located in the county.
2. The staff has been working with the life flight helicopter that currently stages at Dixie hospital in St. George along with staging in Cedar City a few times this year. Life flight has been to Brian Head on several medical emergencies and is interested in staging in Brian Head. The department has opened the public safety facilities along with a location for the helicopter during the busy peak times. Staff will continue to work with them for future staging locations.

Tom Stratton, Public Works Director

1. Council Member Calloway inquired as to the status of the engineering for the dedicated waterline to the Mammoth tank. Tom responded the engineering for the project is almost complete.
2. Bob Whitelaw, business owner, commented the trash has not been picked up at the Kristi condominiums for the last three weeks and asked if the department was aware of the situation. Tom requested that if the public



is aware of something that needs to be addressed by the town, to please call the town offices and the appropriate department will respond.

3. Council Member Freeberg inquired if the pond is still rising. Tom responded the pond has risen almost three feet since it froze over and has about 18" of ice on it.

Cecilia Johnson, Town Treasurer

1. Council Member Ortler inquired on the negative -\$32,000 amount for personal property taxes situation identified in the February 2015 financials. Revenue was budgeted for \$22,000 and the financial report is showing a negative -\$12,000. Cecilia explained the county made an adjustment and in speaking with the County Treasurer who explained the adjustment applied to personal property taxes. Cecilia went on to explain she has a letter explaining the adjustment made by the County and will forward the letter onto the Council. Cecilia also explained the town doesn't receive personal property taxes from the county until the first of May.
2. Council Member Ortler reported one of the town's major commercial business is scheduled for a property tax sale in May. The delinquent property taxes owed is approximately \$800,000. Council Member Ortler reported the business retained the same management but have taken on some new partners in the business.
3. Mayor Deutschlander inquired if a budget adjustment needs to be scheduled since there are several categories that are exceeding the 66% of the year at this time while other categories show the expenditures at 100%. Cecilia explained those showing 100% of the budgeted lines are one time payments and the town has built a contingency into the budget.

• EMPLOYEE RECOGNITION: Sergeant Dan Guymon & Officer Jeff Morgan.

Mayor Deutschlander explained Sergeant Dan Guymon and Officer Jeff Morgan are being recognized for their efforts in solving a stolen snowboard case. Mayor Deutschlander presented a plaque (see attached) to each of the officers explaining the officer's efforts in solving the case which extended to the State of Arizona. The Council and public thanked both officers for their hard work and dedication to the job.

F. AGENDA ITEMS:

1. BRIAN HEAD SEWER TREATMENT FACILITY DISCUSSION.

Bret Howser, Town Manager, explained this discussion is a continuation regarding the potential construction a new sewer treatment plan and whether the town is interested in pursuing a new treatment plant. The Council held discussion on the following:

- a) A sewer treatment plant would resolve some of the town's water rights issues on use type and source replacement.
- b) Plant location: One location the town was interested in is privately owned and the property owner is not interested in selling his property to the town. Another possible location is located in Parowan Canyon, adjacent to the highway. The town owns the property at this location.
- c) Staff has completed a cost analysis on the project (see attached staff report).
- d) Sundance Ski Resort currently has a treatment plan which is blended into their canyon.
- e) Forsyth Engineering has reviewed Advanced Environmental Engineering's report and submitted their recommendations to the town:
 - i. The town should work with continue their efforts in working with Parowan City on the existing sewer agreement.
 - ii. They would like better population projections.
 - iii. If the town decides to go for funding on the project, the town should identify 11 million dollars for this project. This is four million dollars higher than Advanced Environmental Engineering's projection.
- f) Staff projected the costs in the sewer utility model including the 11 million dollars for the project, the annual bond payment to Parowan and estimated \$25,000 in operation costs. The utility bill would increase by \$7.00 for residential (4% to 5% increase) for 2018 and then drop to a three percent (3%) annual increase.
- g) Tom Stratton, Public Works Director, explained the project would depend on Parowan City and discharging into Parowan Creek. The town can also discharge into the existing pipe going to Parowan and could also qualify to use the line to install mini hydro plants along the pipe to generate power for the operation.



- h) Council Member Ortler stated Brian Head is currently in an agreement with Parowan City in which the town does not have the control since Parowan City owns the majority of the sewer line/ponds. Council Member Ortler commented that in spite of the economic costs there are intangible reasons to pursue the project and encouraged the staff to research potential grants for the projects.
- i) Mayor Deutschlander recommended the town pursue the sewer treatment plant project and encouraged staff to study all options available in making the building as aesthetically pleasing as possible.
- j) Council Member Freeberg inquired if the town has evaluated the cost of the expansion of the sewer lagoons in Parowan and what Parowan City has plans on regarding their capacity. Bret reported Parowan has exceeded their capacity on the lagoons in which they pay a farmer to pull the water out and spray it on crops. Parowan doesn't have enough storage space for the water they are receiving and they are using a band aide fix at this time.
- k) Council Member Ortler suggested the town consider approaching the resort to use the water for snowmaking as a benefit or option.
- l) USDA has the preliminary engineering report and indicated they would be willing to grant funds to the town for the construction of the treatment plant.
- m) Council Member Wilson expressed his concerns regarding the visual impact such a building would have in the canyon adjacent to the highway.
- n) Possible location sites were discussed. The majority of the Council encouraged staff to review all options for another location in which the building would not be visible to the public. Several possible sites were discussed; Gurr Well area, Burt's Road, private property located adjacent to the existing sewer grinder, and the chain-up area.

Consensus of the Council: The Council is in favor of the treatment plant and directed staff to prepare the request for proposal for the engineer; continue to work with Parowan City on the sewer agreement; and continue to work with USDA for funding.

Bret reported there will be expenses for the engineer and staff will identify the funds from contingency and/or in the fiscal year 2016 budget. Bret reported the town is anticipating spending \$100,000 for the engineering on the plant. Council Member Freeberg stated that the location of the project will need to be addressed as a priority.

Bret explained he would like to have a member of the Council be involved in the negotiations with Parowan City. Mayor Deutschlander and Council Member Calloway volunteered.

2. **FISCAL YEAR 2016 STRATEGIC PLAN ACTION STEP DISCUSSION.** A review the proposed strategic plan action steps for the fiscal year 2016.

Bret Howser, Town Manager, explained the Council will be reviewing the fiscal year 2016 strategic action steps for each department as outline in the plan. Bret explained that Chief Benson will be absent for the next Council meeting and has requested the Council review the Public Safety department's action steps today. Once the action steps have been approved by the Council, staff will draft a final document for adoption.

The Council then reviewed the Public Safety Department's action steps with the following changes and/or recommendations:

1. **Strategy:** Establish Public Safety Facility as the emergency Operations Facility: **Action Step:** Run cable TV to the building. Council suggested using a dish satellite service vs. cable tv in case there is a power failure.
2. **Strategy:** Physical Tools – Actual equipment/tools needed to perform. **Action Step:** Research and spec out aerial apparatus suited to the needs of Brian Head. Chief Benson explained the department is continuously watching for a good used aerial truck instead of a purchase of a new vehicle which could cost over a million dollars. Chief Benson explained the need for the vehicle is to reach up and over the snow banks to access the two story buildings to suppress the fire. Bret explained this action step is to research options for a possible purchase.
3. **Strategy:** Health & Fitness. **Action Step:** Find new ways to implement fitness into daily routine. Council Member Ortler commented this action steps is not measureable and recommended the action step identify the department's annual pack test as a form of measurement for this step. Staff will reflect the change in the action step.
4. **Strategy:** Health & Fitness. **ADD an Action Step:** Identify vaccinations as baseline for firefighters.



- 1 **5. Strategy:** Improve community image and visibility. Council Member Calloway commented he would like to
2 see the Public Safety officer engage more with the public. Chief Benson agreed with Council Member
3 Calloway.
- 4 **6. Strategy:** Proactively provide emergency medical treatment for resident and visitors. Council Member Ortler
5 stated his concerns regarding the part time officers who are not certified as a first responders and difficulty in
6 achieving this strategy. Council Member Ortler went on to explain the part-time officers typically work during
7 the weekend when the majority of emergencies happen and he would like to see an action step in bringing the
8 part-time officers to full-time standards. Chief Benson reported the part-time officers are working on their
9 certifications and are also knowable in fire training. Bret reported an action step can be identified in the fire
10 department addressing training part time deputies on fire certifications.
- 11 **7. Strategy:** Proactively provide emergency medical treatment for residents & visitors: **ADD: Action Step:**
12 Acquire AED's.
- 13 **8. Strategy:** Retain and recruit volunteer fire personnel locally to respond to fire hazards within the town. **ADD**
14 **Action Step:** Train part-time deputies on firefighting.
- 15 **9. Strategy:** Retain & Recruit wildland fire division personnel that can respond to fire outside the community.
16 **Action Step:** Provide opportunities for members of the wildland division to progress their qualifications
17 towards engine boss. Council Member Calloway suggested the department put extra emphasis on recruiting
18 engine bosses. Bret reported staff will re-word the action step for engine boss.
- 19 **10. Strategy:** Keep our commercial properties safe from fire hazards. **Action Step:** Conduct annual fire
20 inspections and hold accountable for remedying hazards found. Chief Benson explained this action step was
21 originally to transition to the building department, but due to circumstances it will be transitioning back to the
22 public safety department.
- 23 **11. Strategy:** Keep our commercial properties safe from fire hazards. **Action Step:** Plan and carry out fire
24 extinguisher trainings. Council Member Freeberg suggested the training also be offered to the public. Chief
25 Benson reported the training is open to the public during the 4th of July open house.
- 26 **12. Strategy:** Keep our commercial properties safe from fire hazards. **Action Step:** Monitor snow removal from
27 around private hydrants and advise property management/homeowner of potential problems. Council Member
28 Ortler commented he believes the town currently has an ordinance which requires the property owner to
29 maintain the fire hydrant if on private property. Staff will research the ordinance to and report back to Council.
- 30 **13. Strategy:** Complete fuels reduction projects in and around Brian Head. **Action Step:** Assist with the burning
31 of slash piles located along the town trail. **CHANGE TO:** identify the town trail to Alpine Creek Short Trail.

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33 Council will continue with the Administration and Public Works Departments strategies during the next Council
34 meeting.

35 36 37 **H. ADJOURNMENT.**

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39 **Motion:** Council Member Calloway moved to adjourn the regular meeting of the Brian Head Town Council for
40 March 10, 2015. Council Member Wilson seconded the motion.

41 **Action:** **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes:** Mayor Deutschlander, Council Member
42 Calloway, Council Member Freeberg, Council Member Ortler, Council Member Wilson).

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44 The regular meeting of the Brian Head Town Council was adjourned at 3:50 pm for March 10, 2015.

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46
47 April 26, 2015
48 Date Approved

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52 Nancy Leigh, Town Clerk

